

SUMMARY SHEET
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

July 8, 2021

- () ACTION/DECISION
(X) INFORMATION

- I. TITLE:** Healthcare Quality Administrative and Consent Orders.
- II. SUBJECT:** Healthcare Quality Administrative Orders and Consent Orders for the period of May 1, 2021, through May 31, 2021.
- III. FACTS:** For the period of May 1, 2021, through May 31, 2021, Healthcare Quality reports three (3) Consent Orders totaling \$18,400 in assessed monetary penalties and thirty-two (32) Notices of Violation and Civil Penalty totaling \$13,600 in assessed monetary penalties.

Name of Bureau	Facility, Service, Provider, or Equipment Type	Notices of Violation and Civil Penalty	Administrative Orders	Consent Orders	Assessed Penalties
Community Care	Community Residential Care Facility	22	0	1	\$21,800
	Nursing Home	10	0	0	\$3,200
Healthcare Systems and Services	In-Home Care Provider	0	0	2	\$7,000
TOTAL		32	0	3	\$32,000

Submitted By:

Gwendolyn C. Thompson

Gwen C. Thompson
Deputy Director
Healthcare Quality

HEALTHCARE QUALITY ENFORCEMENT REPORT
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

July 8, 2021

Bureau of Community Care

1. Facilities in Violation of Public Health Order No. COVID-19-5

Violations: The Department found that the twenty-two (22) community residential care facilities (CRCFs) and ten (10) nursing homes listed below failed to submit a weekly visitation report to the Department by the mandatory deadline. Failure to submit the report by the deadline is in violation of the Department’s October 7, 2020, Public Health Order that requires all nursing homes and CRCFs licensed by the Department to submit a weekly report on their visitation status.

Enforcement Action: In May 2021, the Department issued Notices of Violation and Civil Penalty against twenty-two (22) CRCFs and ten (10) nursing homes. All of the facilities listed below were required to pay the full amount of their accumulated penalties within twenty (20) days of the dated notices.

Name of Facility	Facility Type	Civil Penalty	Payment Received
Bloom at Bluffton	CRCF	\$350.00	YES
Cabading Homes #1	CRCF	\$350.00	YES
Cabading Homes #2	CRCF	\$350.00	YES
Cabading Homes #3	CRCF	\$350.00	YES
Carriage House Senior Living of Florence	CRCF	\$350.00	YES
Carriage House Senior Living of Hartsville	CRCF	\$350.00	YES
Catherine’s Manor II	CRCF	\$350.00	YES
Colonial Gardens Alzheimer’s Special Care Center	CRCF	\$250.00	YES
Dixon’s Community Care Home	CRCF	\$1,000.00	YES
Emerald RCF I	CRCF	\$350.00	YES
Emerald RCF II	CRCF	\$350.00	YES
Franke Home	CRCF	\$250.00	YES
Harbison Hall	CRCF	\$450.00	YES
My Father’s House	CRCF	\$250.00	YES
New Beginnings of Pineville	CRCF	\$250.00	YES
New Light Community Care	CRCF	\$350.00	YES
Oliver’s Care Home	CRCF	\$350.00	YES
Quillen Manor	CRCF	\$250.00	YES
Reid’s Residential Care Facility	CRCF	\$350.00	YES
Summit Hills Assisted Living Community	CRCF	\$250.00	YES
Summit Place of Daniel Island	CRCF	\$350.00	YES
Summit Place of North Myrtle Beach	CRCF	\$250.00	YES

Name of Facility	Facility Type	Civil Penalty	Payment Received
Carlyle Senior Care of Florence	Nursing Home	\$250.00	YES
Condor Health - Anderson	Nursing Home	\$350.00	YES
Dundee Manor	Nursing Home	\$450.00	YES
Franke Health Care Center	Nursing Home	\$250.00	YES
Iva Rehabilitation and Healthcare Center	Nursing Home	\$350.00	YES
Lake Marion Nursing Facility	Nursing Home	\$350.00	YES
Magnolia Manor-Greenville	Nursing Home	\$450.00	YES
Seneca Health and Rehabilitation Center	Nursing Home	\$250.00	YES
Summit Hills Skilled Nursing Facility	Nursing Home	\$250.00	YES
White Oak Manor Columbia	Nursing Home	\$250.00	YES

Facility Type	Total Number of Licensed Facilities	Total Number of Licensed Beds
Community Residential Care Facility (CRCF)	485	21,839

2. Easy Living – Lamar, SC

Inspections and Investigations: The Department conducted several inspections, follow-up inspections, and investigations, including May 2019, June 2019, October 2020, and December 2020, and found the facility repeatedly violated numerous regulatory requirements.

Violations: The Department found the facility violated Regulation 61-84, *Standards for Licensing Community Residential Care Facilities*, by failing to conduct criminal background checks on staff prior to hire and failing to maintain documentation of a staff health assessment prior to resident contact. The Department further found that the facility failed to ensure preventive measures and practices were followed according to the guidelines of the Centers for Disease Control and Prevention (CDC) and infectious waste management requirements. The facility had multiple violations regarding training including basic first aid, the care of persons with contagious or communicable diseases, medication management, restraint techniques, OSHA standards regarding blood borne pathogens, confidentiality of resident information, resident rights, fire response, emergency procedures, and disaster preparedness. The facility failed to maintain records of receipt, administration, and disposition of all controlled substances to ensure an accurate reconciliation. Moreover, the facility failed to document resident observation notes, individual care plans, physical examinations, advanced directives, and two-step tuberculin skin tests.

Enforcement Action: The parties agreed to resolve the matter with a consent order. The parties executed a consent order imposing a monetary penalty of \$11,400 against the facility. The facility is required to pay \$7,980 of the assessed monetary penalty in three (3) payments of \$2,660. The facility agreed to schedule and attend a compliance assistance meeting with Department representatives within 45 days of executing the Consent Order.

Remedial Action: The facility made the first required payment. Prior to making the remaining payments and scheduling the compliance assistance meeting, the facility notified the Department that the facility is

closed temporarily and the residents have been transferred to another community residential care facility (CRCF). The facility will need to contact the Department if they desire to reopen.

Prior Actions: None in the past five years.

Bureau of Healthcare Systems and Services

Facility Type	Total Number of Licensed Providers
In-Home Care Providers	825

3. Affinity Caregivers of SC, LLC¹ – Lexington, SC

Inspections and Investigations: The Department conducted complaint investigations in November 2020 and April 2021, at Affinity Caregivers, to determine if they were establishing, operating, maintaining, and/or representing themselves as an in-home care provider without first obtaining a license from the Department.

Violations: After the November 2020 and April 2021 investigations, the Department found that Affinity Caregivers was in violation of the Licensure of In-Home Care Providers Act and Regulation 61-122, *Standards for Licensing In-Home Care Providers*, because Affinity Caregivers was operating as an unlicensed in-home care provider after both the November 2020 and April 2021 investigations.

Enforcement Action: The parties agreed to resolve the matter by consent order. The parties executed the first Consent Order in March 2021, whereby Affinity Caregivers agreed to pay a \$2,000 monetary penalty and agreed to not establish, operate, maintain, or represent themselves as in-home care provider without first obtaining a license from the Department.² Affinity Caregivers paid the \$2,000 penalty and submitted an in-home care provider license application to the Department. The application submitted by Affinity Caregivers is incomplete, and the Department is still awaiting required application documentation from Affinity Caregivers.

After the April 2021 investigation, the Department found that Affinity Caregivers continued to operate, maintain, and/or represent themselves as in-home care provider without first obtaining a license from the Department. The parties executed the second Consent Order in May 2021, whereby Affinity Caregivers agreed to pay a \$5,000 monetary penalty and agreed to not establish, operate, maintain, or represent themselves as in-home care provider without first obtaining a license from the Department.

Remedial Action: Affinity Caregivers has paid the \$2,000 and \$5,000 monetary penalties imposed by the Department under the two Consent Orders. In June 2021, Department conducted another investigation and found that Affinity Caregivers continued to operate, maintain, and/or represent themselves as in-home care provider without first obtaining a license. An enforcement conference was held between the parties in June 2021, to try again to resolve this issue by consent order.

Prior Actions: None prior to March 2021.

¹ Upon submission of this report, Affinity Caregivers of SC, LLC, was not licensed by the Department.

² The March and May Consent Orders are both being reported in July.